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**MAR 23 2005**

Practitioner's Docket No.: 791\_187

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the application of: **Kazumasa YASHIRO, Kenji KAWAMURA and Kenshin KITO**

Ser. No.: 10/083,323

Group Art Unit: 1746

Filed: February 26, 2002

Examiner: Crepeau, Jonathan

Confirmation No.: 4109

For: **LITHIUM SECONDARY CELL**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATION OF FACSIMILE  
TRANSMISSION**

I hereby certify that this paper is being facsimile transmitted to  
Examiner Jonathan Crepeau at the Patent and Trademark  
Office on March 23, 2005 at (703) 872-9306.

*Tara L. Preston*  
Tara L. Preston

**REQUEST FOR RECONSIDERATION**

Sir:

In response to the Office Action mailed December 28, 2004, Applicants respectfully request reconsideration and withdrawal of all pending rejections based on the following arguments and the attached Rule 132 Declaration of Mr. Kenshin Kitoh.

Claims 1-41 are pending herein, and were rejected under §102/§103 over Oweis et al. and Watanabe et al. These rejections are respectfully traversed.

In the Amendment filed October 13, 2004, independent claim 1 was amended to clarify that, prior to joining the metallic foils to the collectors, the claimed "predetermined parts" of the collectors are thicker than the remaining parts of the collectors. As explained in the prior Amendment, use of collectors having the claimed configuration prior to joining (by laser welding, for example) results in better bonding between the metallic foils and the collector.

In the current Office Action, Examiner Crepeau acknowledged this argument, but did not give it any weight, stating that there was no evidentiary support that the increased thickness of the predetermined part of the collector "provides a more 'secure' or 'reliable' joint" (12/28/04 Office Action, page 5, lines 9-11).

**BURR  
&  
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**-After Final-**

**FAX Transmission Sheet**

March 23, 2005

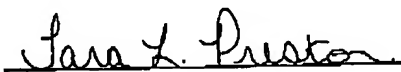
To: Crepeau, Jonathan Fax No.: (703) 872-9306  
From: Stephen P. Burr Fax No.: (315) 233-8320  
Re: U.S. Patent Application Serial No. 10/083,323  
Title: LITHIUM SECONDARY CELL  
Conf. No.: 4109  
Our Ref.: 791\_187

You should receive 9 page(s) including this cover sheet. If you do not receive all pages, please call Tara at (315) 233-8300.

**COMMENTS:**

I hereby certify that the following paper(s) is/are being transmitted by facsimile to the Patent and Trademark Office on March 23, 2005:

	<u>Pages</u>
- Transmittal form (in duplicate)	2
- Request for Reconsideration	2
- Rule 132 Declaration	4
<b>Total:</b>	<b>9 (including cover)</b>

  
Tara L. Preston

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<b>TRANSMITTAL</b> (Provisions of 37 CFR 1.136 Apply)			
Application Number	10/083,323	Filing Date	February 26, 2002
Group Art Unit	1746	Examiner Name	Crepeau, Jonathan
Confirmation No.	4109	Attorney Docket No.	791_187
Inventor(s)	Kazumasa YASHIRO, Kenji KAWAMURA and Kenshin KITO		
Invention:	LITHIUM SECONDARY CELL		

Transmitted herewith is a Request for Reconsideration in the above-identified application. The fee has been calculated as follows:

#### CLAIMS

(1)	(2) Claims	(3)	(4) Highest Number Previously Paid	(5) No. of Extra Claims Present	(6) Rate (Large Entity)	(7) Additional Fee
TOTAL CLAIMS	41	MINUS	41	0	\$50.00	\$00.00
INDEP. CLAIMS	1	MINUS	3	0	\$200.00	\$00.00
<b>TOTAL ADDITIONAL FEE</b>						<b>\$00.00</b>

#### EXTENSION OF TERM

- ☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.
- ☐ This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above-identified application. The requested extension and appropriate non-small entity fee are as follows:

- ☐ One Month (37 CFR 1.17(a)(1)) ..... \$120.00
- ☐ Two Month (37 CFR 1.17(a)(2)) ..... \$450.00
- ☐ Three Month (37 CFR 1.17(a)(3)) ..... \$1,020.00


#### TOTAL FEES DUE

\$ 0.00

- ☐ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount is reduced by one-half, and the resulting fee is:

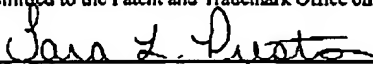
#### FEE PAYMENT

- ☒ No additional fee is required. ☐ A check in the amount of \$\_\_\_\_\_ is enclosed.
- ☐ Charge Deposit Account 50-1446 in the amount of \$. Enclosed is a duplicate copy of this sheet.
- ☒ Please charge any fees which may be required, or credit any overpayment, to Deposit Account 50-1446.

Submitted By:					
Name (Print Type)	Stephen P. Burr	Reg. No.	32,970	Customer No.	025191
		Telephone	(315) 233-8300	Facsimile	(315) 233-8320
Signature				Date	March 23, 2005

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Tara L. Preston

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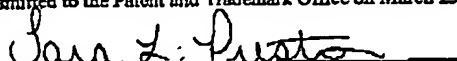
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